

**STATE OF WASHINGTON
OFFICE OF THE INSURANCE COMMISSIONER**

In the Matter of

ANDRE DAVIS,

Applicant.

Order No. 15-0050

CONSENT ORDER LEVYING
A FINE

This Consent Order Levying a Fine ("Order") is entered into by the Insurance Commissioner of the state of Washington ("Insurance Commissioner"), acting pursuant to the authority set forth in RCW 48.02.060, RCW 48.17.530 and RCW 48.17.560, and Andre Davis, Applicant.

BASIS:

1. Andre Davis ("Mr. Davis") submitted an application for a resident insurance producer's license on July 22, 2010. Based on the answers to the application questions, the license was issued effective July 22, 2010, and expired on October 29, 2011. Mr. Davis submitted an application to renew his license on February 23, 2015.

2. On both applications, Mr. Davis answered "no" to the question "Have you ever been convicted of a crime, had a judgment withheld or deferred, or are you currently charged with committing a crime?"

3. However, the Insurance Commissioner's staff subsequently learned, through the fingerprint background reports received from the Federal Bureau of Investigations (FBI) and the Washington State Patrol (WSP), that Mr. Davis had a 2004 felony conviction and a 2005 gross misdemeanor conviction.

4. On February 25, 2015, the Insurance Commissioner's Licensing Compliance Supervisor asked Mr. Davis why he had failed to disclose his criminal history on the two license applications. He apologized for the oversight, stating he thought he only had to report convictions occurring within the past ten year period.

5. Mr. Davis has agreed to pay a fine for failing to disclose his criminal history on his license application.

6. RCW 48.17.530(1)(a) provides the Insurance Commissioner authority to place on probation, suspend, revoke, or refuse to issue or renew an insurance producer's license, or levy a fine in accordance with RCW 48.17.560, for providing incorrect, misleading, incomplete or materially untrue information in a license application. By failing to disclose his criminal history on the two license applications, Mr. Davis violated RCW 48.17.530(1)(a), justifying the imposition of a fine under RCW 48.17.560.

CONSENT TO ORDER:

The Insurance Commissioner of the state of Washington and Mr. Davis agree that the best interest of the public will be served by entering into this Order. NOW, THEREFORE, Mr. Davis consents to the following in consideration of his desire to resolve this matter without further administrative or judicial proceedings. The Insurance Commissioner consents to settle this matter in consideration of Mr. Davis's payment of a fine, and upon such terms and conditions as are set forth below:

1. Mr. Davis acknowledges his duty to comply fully with the applicable laws of the state of Washington.

2. Mr. Davis consents to the entry of this Order, waives any and all hearing or other procedural rights, and further administrative or judicial challenges to this Order.

3. By agreement of the parties, the Insurance Commissioner will impose a fine of \$500.00 (Five Hundred Dollars) to be paid by April 3, 2015.

4. Upon receipt of the fine, the Insurance Commissioner will issue Mr. Davis a Washington resident insurance producer's license.

5. Mr. Davis understands and agrees that any further failure to comply with the statutes and/or regulations that are the subject of this Order constitutes grounds for further penalties, which may be imposed in direct response to further violations.

6. This Order and the violations set forth herein constitute admissible evidence that may be considered in any future action by the Insurance Commissioner involving Mr. Davis. However, the facts of this Order, and any provision, finding or conclusion contained herein does not, and is not intended to, determine any factual or legal issue or have any

preclusive or collateral estoppel effects in any lawsuit by any party other than the Insurance Commissioner.

EXECUTED this 4th day of March, 2015.

ANDRE DAVIS

Signature:



AGREED ORDER:

Pursuant to the foregoing factual Basis and Consent to Order, the Insurance Commissioner of the state of Washington hereby Orders as follows:

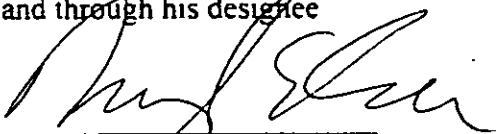
1. Mr. Davis shall pay a fine in the amount of \$500.00 [Five Hundred Dollars], receipt of which is hereby acknowledged by the Insurance Commissioner.
2. Upon receipt of the fine, the Insurance Commissioner will issue Mr. Davis a Washington resident insurance producer's license.
3. This Order and the violations set forth herein constitute admissible evidence that may be considered in any future action by the Insurance Commissioner involving the Licensee. However, the facts of this Order, and any provision, finding or conclusion contained herein does not, and is not intended to, determine any factual or legal issue or have any preclusive or collateral estoppel effects in any lawsuit by any party other than the Insurance Commissioner.

ENTERED this ~~March~~ 11th day of March, 2015.



MIKE KREIDLER
Insurance Commissioner

By and through his designee



DARRYL E. COLMAN
Insurance Enforcement Specialist
Legal Affairs Division